

June 21, 2005

June Twenty-first

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The second regular Meeting of City Council was held on the above date at 7:00 p.m. in the Council Chambers located on the Fourth floor of the Municipal Building. The following Council Members were present: Ruby B. Archie, P. A. "Pete" Castiglione, Jr., E. Stokes Daniels, Mayor John C. Hamlin, Jr., T. David Luther, T. Wayne Oakes, Sherman M. Saunders, H. Phillip Smith, and Vice-Mayor R. Wayne Williams, Jr. (9).

Staff members present were Deputy City Manager M. Lyle Lacy, III, Assistant City Manager for Utilities Joseph C. King, Finance Director Barbara A. Dameron, City Attorney W. Clarke Whitfield, Jr., and City Clerk Annette Y. Crane, CMC.

Other Staff Members present were Transportation Services Director Marc Adelman, Community Development Director Jerry Fischer, Parks, Recreation and Tourism Director John Gilstrap, Housing and Development Director Diane Morris, Deputy Public Works Director/City Engineer Kent Shelton, and Emergency Services Director Doug Young.

Mayor Hamlin presided.

#### **INVOCATION AND PLEDGE OF ALLEGIANCE**

Council Member Ruby Archie offered the invocation. The Pledge of Allegiance to the Flag followed.

#### **ANNOUNCEMENTS AND SPECIAL RECOGNITION**

City Engineer Kent Shelton reported on the progress of construction on the Martin Luther King, Jr. Memorial Bridge. Mr. Shelton advised that completion of the north and south bound spans had been originally scheduled for 2003, but construction had been delayed due to bad weather and because a canal under the south end of the span had to be improved and built over. Mr. Shelton said the \$14 million bridge was \$1.5 million over budget because of the canal improvements. Mr. Shelton assured Council Members the end of construction was in sight and said the bridge is now scheduled to open in September 2005.

Mr. Shelton advised that the Virginia Department of Transportation (VDOT) would construct a gateway into the downtown area where the bridges meet Memorial Drive and Craghead Street. He reported that VDOT would spend \$80,000 for pavers, concrete and improvements, such as flagpoles, and the City would pay for steel columns at the entryway.

#### **MINUTES**

Upon Motion by Council Member Daniels and second by Council Member Saunders, Minutes of the June 7, 2005 Regular Meeting of

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City Council and the Council Work Session held on June 7, 2005 were approved as presented. Draft copies had been distributed to Council Members prior to the Meeting.

VOTE: 9-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Oakes,  
Saunders, Smith, and Williams (9).  
NAY: None (0).

**BUDGET ADOPTION - FY 2004-2005 - NEW ENTERPRISE ZONE**

Upon Motion by Council Member Castiglione and second by Council Member Archie, Ordinance No. 2005-06.02 presented by its First Reading on June 7, 2005 amending the Fiscal Year 2004-2005 Budget Appropriation Ordinance to provide funding in the amount of \$27,623 to be used as a local incentive for jobs in the New Enterprise Zone was adopted by the following vote:

VOTE: 9-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Oakes,  
Saunders, Smith, and Williams (9).  
NAY: None (0).

**BUDGET ADOPTION - FY 2004-2005 - PREVENTION OF GANG ACTIVITY**

Upon Motion by Council Member Luther and second by Council Member Daniels, Ordinance No. 2005-06.03 presented by its First Reading on June 7, 2005 amending the Fiscal Year 2004-2005 Budget Appropriation Ordinance by increasing revenue to anticipate the receipt of funds from the Department of Criminal Justice Services Gangs in Virginia Grants Program for one (1) grant in the amount of \$41,453 to be used toward the reduction and prevention of gang activity in the City of Danville was adopted by the following vote:

VOTE: 9-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Oakes,  
Saunders, Smith, and Williams (9).  
NAY: None (0).

**BUDGET ADOPTION - FY 2004-2005 - GENERAL AVIATION ACTIVITIES**

Upon Motion by Vice-Mayor Williams and second by Council Member Castiglione, Ordinance No. 2005-06.04 presented by its First Reading on June 7, 2005 amending the Fiscal Year 2004-2005 Budget Appropriation Ordinance to provide for a State Department of Aviation Grant for the purpose of providing funding to promote general aviation activities and the Danville Regional Airport in the amount of \$3,000 and for the local share in the amount of \$3,000 to be provided by Danville Air Show, Inc. for a total appropriation of \$6,000 and appropriating same was adopted by the following vote:

VOTE: 9-0

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AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Oakes,  
Saunders, Smith, and Williams (9).  
NAY: None (0).

Vice-Mayor Williams advised the Danville Air Show would take place on Saturday and Sunday, June 25 and 26. He announced the Hot Air Balloon Glow is scheduled for Friday, June 24, at GWHS, 9:00 p.m., weather permitting. Dr. Williams said the event continues to grow and improve each year and encouraged everyone to attend this exciting event.

**BUDGET ADOPTION - FY 2004-2005 - GRANT - EMERGENCY MANAGEMENT**

Upon Motion by Council Member Archie and second by Council Member Daniels, Ordinance No. 2005-06.07 presented by its First Reading on June 7, 2005 amending the Fiscal Year 2004-2005 Budget Appropriation Ordinance to provide for a grant in the amount of \$12,000 from the Federal Emergency Management Agency Citizen Corps Program (CCP) Grant Program to help train citizens to be better prepared and assist with emergency situations in their neighborhoods and work place was adopted by the following vote:

VOTE: 9-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Oakes,  
Saunders, Smith, and Williams (9).  
NAY: None (0).

In response to Mayor Hamlin, Emergency Services Director Doug Young said these funds would be used to provide training to citizens of Danville to assist them in responding in an emergency. Mr. Young said the focus is on preparing citizens to take care of themselves and their homes, as well as checking on neighbors. He said the program is very strong, with 74 participating presently, and after the next scheduled class, there would be well over 100 who had completed the program.

In response to Mrs. Archie, Mr. Young said the training contained eight (8) units of teaching, which is an awareness type program that includes first aid, the use of fire extinguishers, and how to shut off circuit breakers until emergency personnel arrives.

**BUDGET AMENDMENT-FY 2005-2006-RELOCATE WATER & GAS LINES-ROUTE 41**

Upon Motion by Council Member Smith and second by Vice-Mayor Williams, an Ordinance entitled:

ORDINANCE NO. 2005-06.07

AN ORDINANCE AMENDING THE FISCAL YEAR 2005-2006 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A CONTRIBUTION IN THE AMOUNT OF \$1,081,100 AND A TRANSFER OF \$22,100 FROM UNALLOCATED WATER CIP FUNDS FOR RELOCATING AND RECONSTRUCTION OF WATER AND GAS LINES ON THE VDOT HIGHWAY 41 PROJECT TO A TOTAL APPROPRIATION IN THE AMOUNT OF \$1,103,200

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was presented by its First Reading, as required by City Charter, to lie over before final adoption.

**BUDGET AMENDMENT-FY 05-06-CDBG & HOME FUNDS-COMMUNITY DEVELOPMENT**

Upon Motion by Council Member Castiglione and second by Council Member Archie, an Ordinance entitled:

ORDINANCE NO. 2005-06.08

AN ORDINANCE AMENDING THE FISCAL YEAR 2005-2006 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR PROJECTS TO BE OR BEING UNDERTAKEN TO IMPROVE THE DANVILLE COMMUNITY FINANCED WITH COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENT PARTNERSHIP FUNDS FROM THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND ESTIMATED PROGRAM INCOME FOR A TOTAL APPROPRIATION OF \$1,888,250

was presented by its First Reading, as required by City Charter, to lie over before final adoption.

**BUDGET AMENDMENT-FY 2005-2006-ESSEL PROPACK INCENTIVE PACKAGE**

Upon Motion by Council Member Daniels and second by Council Member Luther, an Ordinance entitled:

ORDINANCE NO. 2005-06.09

AN ORDINANCE AMENDING THE FISCAL YEAR 2005-2006 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUES FROM THE GOVERNOR'S OPPORTUNITY FUND AND A CITY TECHNOLOGY ENHANCEMENT GRANT FOR THE ESSEL PROPACK EXPANSION INCENTIVE PACKAGE FOR A TOTAL APPROPRIATION IN THE AMOUNT OF \$170,000 AND APPROPRIATING SAME

was presented by its First Reading, as required by City Charter, to lie over before final adoption.

Vice-Mayor Williams recalled that Essel ProPack has invested in over \$30 million in taxable machinery and tools within its facility and another \$2 million in taxable real estate improvements. The next improvement will bring another \$15 million in capital investments and forty (40) additional jobs. Dr. Williams said the incentives are very important to the area's economic growth and was money well invested.

Council Member Smith expressed concern about the proposed funds coming from the General Fund Balance. He said he thought incentive funds had been budgeted within the 2005-2006 budget. Deputy City Manager Lacy reminded Mr. Smith the item in question had a particular revenue source and stream. Mr. Lacy said the stream had not materialized at this point.

In response to Mr. Smith, Mr. Lacy said the \$1.2 million as contained within the budget comes from a certain event that had

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not yet occurred. Should the event not occur, the revenues would not exist. Mr. Lacy said Council could amend the Ordinance should it desire to do so, but the administration felt this was the more appropriate way to proceed.

Mr. Smith said Council was told the Fund Balance would remain around the 20% mark and there were three budget items totaling over a half million dollars on the agenda would come from Fund Balance. Mr. Smith felt the budget as presented to Council should be adhered to. He called for clarity and budget discipline.

Council Member Luther agreed with Mr. Smith in that the integrity of the budget should be preserved.

**BUDGET AMENDMENT-FY 2005-2006-TRANSFER TO INDUSTRIAL DEVELOPMENT**

Upon Motion by Vice-Mayor Williams and second by Council Member Castiglione, an Ordinance entitled:

ORDINANCE NO. 2005-06.10

AN ORDINANCE AMENDING THE FISCAL YEAR 2005-2006 BUDGET APPROPRIATION ORDINANCE BY INCREASING CERTAIN REVENUES AND APPROPRIATING SAME FOR A TRANSFER TO THE INDUSTRIAL DEVELOPMENT AUTHORITY IN THE AMOUNT OF \$300,000

was presented by its First Reading, as required by City Charter, to lie over before final adoption.

Vice-Mayor Williams expressed concern along the lines of Council Member Smith. Dr. Williams said his idea of a budget was that when it is known what was going to be spent, that amount of money is set aside, anticipating a stream of revenues for those expenditures. He said the reason for putting economic development into the budget was so that Council could be careful and not deplete the General Fund. Dr. Williams said he wanted to continue to be able to respond to economic development opportunities but not at the expense of jeopardizing the General Fund Balance. He questioned why the money wasn't in the budget if the administration knew these expenses were forthcoming.

Mayor Hamlin requested that cash flow and Fund Balance be revisited in September.

**BUDGET AMENDMENT-FY 2005-2006-RECREATION ENRICHMENT FUNDS**

Upon Motion by Council Member Daniels and second by Vice-Mayor Williams, an Ordinance entitled:

ORDINANCE NO. 2005-06.11

AN ORDINANCE AMENDING THE FISCAL YEAR 2005-2006 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR FUNDS IN THE AMOUNT OF \$51,775 FOR A RECREATION ENRICHMENT PROGRAM AND THE EXPANDED

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SUMMER PROGRAM AND THE LOCAL IN-KIND SHARE OF \$48,559 AND APPROPRIATION OF SAME

was presented by its First Reading, as required by City Charter, to lie over before final adoption.

Deputy City Manager Lacy called attention to an amended Ordinance that had been placed at Council Member's desk. Mr. Lacy said the total amount had not changed, but there were some addition errors contained within the document. The City Attorney noted the changes and agreed to provide a corrected document for final adoption during the next Council meeting.

**DEED OF DEDICATION - CITY AND ROBERT T. MARSHALL ET AL**

Council Member Archie moved the adoption of an Ordinance entitled:

ORDINANCE NO. 2005-06.12

AN ORDINANCE APPROVING THE EXECUTION OF A DEED OF DEDICATION BETWEEN ROBERT T. MARSHALL AND MARGARET D. MARSHALL, AND ELIZABETH S. MARSHALL AND THE CITY OF DANVILLE, VIRGINIA, FOR LAND FRONTING ON U. S. 29 AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO RECEIVE THE SAME FOR THE PURPOSES INDICATED AND TO EXECUTE ALL NECESSARY DOCUMENTS.

The Motion was seconded by Council Member Castiglione and adopted by the following vote:

VOTE: 9-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Oakes, Saunders, Smith, and Williams (9).  
NAY: None (0).

**REQUEST VDOT ALLOCATE REVENUE SHARING PROGRAM FUNDS- CANE CREEK**

Vice-Mayor Williams moved the adoption of a Resolution entitled:

RESOLUTION NO. 2005-06.23

A RESOLUTION APPROVING A REQUEST TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO ALLOCATE REVENUE SHARING PROGRAM FUNDS TO CONSTRUCT AN ACCESS ROAD TO THE CANE CREEK CENTRE INDUSTRIAL PARK.

The Motion was seconded by Council Member Archie and adopted by the following vote:

VOTE: 9-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Oakes, Saunders, Smith, and Williams (9).  
NAY: None (0).

**AUTHORIZE AGREEMENTS-VDOT & CITY-ROUTE 41 WIDENING**

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Council Member Archie moved the adoption of a Resolution entitled:

RESOLUTION NO. 2005-06.24

A RESOLUTION AUTHORIZING AND APPROVING AGREEMENTS BETWEEN THE CITY OF DANVILLE AND THE COMMONWEALTH OF VIRGINIA, DEPARTMENT OF TRANSPORTATION, PROVIDING FOR THE ADJUSTMENT OF WATER, GAS, AND POWER LINE FACILITIES TO ALLOW FOR WIDENING FRANKLIN TURNPIKE (ROUTE 41) FROM PINEY FOREST ROAD TO THE NORTH CORPORATE LIMITS.

The Motion was seconded by Council Member Luther and adopted by the following vote:

VOTE: 9-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Oakes, Saunders, Smith, and Williams (9).  
NAY: None (0).

In response to Mayor Hamlin, City Engineer Kent Shelton said construction was scheduled to begin in 2006.

**CHANGE NAME OF SUMTER ROAD TO LITTLE RIVER ROAD**

Vice-Mayor Williams moved the adoption of an Ordinance entitled:

ORDINANCE NO. 2005-06.13

AN ORDINANCE CHANGING THE NAME OF SUMTER ROAD TO LITTLE RIVER ROAD.

The Motion was seconded by Council Member Daniels and adopted by the following vote:

VOTE: 9-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Oakes, Saunders, Smith, and Williams (9).  
NAY: None (0).

**REGIONAL BICYCLE PLAN - METROPOLITAN PLANNING ORGANIZATION**

Council Member Daniels moved the adoption of a Resolution entitled:

RESOLUTION NO. 2005-06.25

A RESOLUTION ADOPTING THE REGIONAL BICYCLE PLAN PREPARED FOR THE DANVILLE-PITTSYLVANIA URBAN AREA METROPOLITAN PLANNING ORGANIZATION AND THE WEST PIEDMONT PLANNING DISTRICT COMMISSION.

The Motion was seconded by Council Member Saunders and adopted by the following vote:

VOTE: 9-0

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AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Oakes,  
Saunders, Smith, and Williams (9).  
NAY: None (0).

**BUDGET AMENDMENT-FY 2005-2006-RESEARCH FACILITY-CYBER PARK**

Upon Motion by Council Member Archie and second by Council Member Oakes, an Ordinance entitled:

ORDINANCE NO. 2005-06.14

AN ORDINANCE AMENDING THE FISCAL YEAR 2005-2006 BUDGET APPROPRIATION ORDINANCE BY AUTHORIZING A TRANSFER FROM THE UNAPPROPRIATED FUND BALANCE TO PROVIDE FUNDS FOR THE CONSTRUCTION OF THE REGIONAL AUTHORITY'S RESEARCH FACILITY IN THE CYBER PARK

was presented by its First Reading, as required by City Charter, to lie over before final adoption.

**REGIONAL INDUSTRIAL FACILITY AUTHORITY SUPPORT AGREEMENT**

Vice-Mayor Williams moved the adoption of a Resolution entitled:

RESOLUTION NO. 2005-06.26

A RESOLUTION APPROVING A SUPPORT AGREEMENT WITH THE DANVILLE-PITTSYLVANIA REGIONAL INDUSTRIAL FACILITY AUTHORITY.

Council Member Smith seconded the Motion.

In response to Mayor Hamlin, Deputy City Manager Lacy said the support agreement is the City's promise to share in the debt service with Pittsylvania for the \$7.3 million bonds to be issued by the Danville-Pittsylvania Regional Industrial Facility Authority.

Dr. Williams said the \$7.3 million would allow for the essentials in developing Cane Creek Centre. He said, along with Yorktowne Cabinetry that was already coming to Cane Creek, there continued to be some very good prospects for locating in the Centre, but some companies have expectations that have to be met by the City and County before deciding to locate at the Centre.

Council Member Smith agreed with Dr. Williams, stating the 928-acre Cane Creek Centre was the focal point for creating new jobs in the next four or five years in Southside Virginia. Mr. Smith said these jobs were important, not only to Danville and Pittsylvania County, but Halifax and Caswell Counties, as well. He said the park had to be developed as soon as possible in order to attract companies there.

The Resolution was adopted by the following vote:

VOTE: 9-0

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AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Oakes,  
Saunders, Smith, and Williams (9).  
NAY: None (0).

### **COMMUNICATIONS**

There were no communications from the Deputy City Manager and the City Clerk.

City Attorney Clarke Whitfield called attention to a copy of the Parks, Recreation, and Tourism Employee Newsletter that had been placed at the desk of each Council Member. He congratulated 14-year-old Kanishia Williams, who reeled in a 37 lb. catfish during the Wal-Mart Fishing Derby held at Angler's Park on June 4, as noted in the newsletter.

### **ROLL CALL**

Council Member Archie reported that on June 10, she and Mayor Hamlin attended graduation exercises at Park Avenue School. She said the event was very special and congratulated the youngsters who graduated.

Mrs. Archie reported that she and Mayor Hamlin attended the Ribbon-cutting ceremonies for the new science wing of the Institute on June 10.

Council Member Castiglione advised that the Dan River Angler's Association had been very active over the years and the Association was becoming even more active. He said the group worked with the community, especially the children, to provide assistance that allows the children to utilize the river. He stated he appreciated the contributions of the group.

Mr. Castiglione advised he had visited the newly opened Science Museum. He said the City was fortunate to have such a facility. He encouraged everyone to visit the Museum and specifically mentioned the dinosaur exhibits and the butterfly house.

Mr. Castiglione extended congratulations to graduates of 2005.

Council Member Daniels passed a letter he had received earlier in the afternoon to Deputy City Manager Lacy for response. Mr. Daniels mentioned residents who continued to ignore the City's rules related to keeping their yards clean and neat. Mr. Lacy reviewed the process for issuing citations to those who continued to ignore warnings from the Code Enforcer.

Mr. Daniels felt that if it were possible to fine the offenders, then maybe they would be more amenable to keeping their grass mowed and free from overgrowth.

City Attorney Whitfield advised that presently a \$100 administrative fee is charged for each offense along with a charge for having someone cut the grass.

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Mr. Lacy said Mayor Hamlin had requested that the matter be looked into at the end of the weed season to see what could be done to streamline the rules already in place.

Mayor Hamlin advised the meeting this evening would be the last meeting of the 2004-2005 fiscal year. He thanked Council Members for their dedication to the betterment of the City and its citizens.

Council Member Luther advised the City continued to received publicity about the Small Aircraft Transportation Systems (SATS) events held at the Airport on June 5, 6, and 7. He reported the *New York Times* contained a long piece, dateline Danville, VA, in Monday's edition. The story was also circulated on the Internet, giving the City a good bit of exposure.

Council Member Oakes said he had received several comments from citizens about overgrown weeds in resident yards. He asked the City Attorney to look further into addressing this matter more forcefully in the City Code.

Council Member Saunders said the Council had voted on millions of dollars during the present meeting to help bring in jobs and continue with the economic development focus. He recalled that he requested during the June 7 Council meeting, a joint meeting with the Pittsylvania County Board of Supervisors. Mr. Saunders said it had been quite some time since Council had met with the Supervisors. In response to Mr. Saunders, Mayor Hamlin said no date had been set, but he was looking at sometime in early fall. Mr. Saunders requested that a meeting be set up before that time. Mayor Hamlin agreed to move forward with the meeting.

Mr. Saunders encouraged employers to hire as many young people as was possible this summer. He said it was important for the youngsters to have something positive to do during the summer months in order to keep them off the streets and out of mischief.

Mr. Saunders reported that he had received a number of comments from citizens expressing concerns about the recent problem with pit bulls and rottweilers being aggressive towards citizens and especially young children.

Deputy City Manager Lacy advised that he, along with City Manager Gwaltney and Police Chief Broadfoot, had recently met with the local Humane Society Director Paulette Dean. Mr. Lacy said Ms. Dean would provide recommendations about how to handle these situations and Ms. Dean's information would be presented to Council prior to the July 17 Council Meeting.

Mr. Lacy said there were state guidelines in place as to what localities could do in the governance of animals. They have been updated frequently and the City's ordinance will be updated under the existing guidelines.

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Mr. Saunders said it was a growing concern and was causing bad neighborhood relations.

Council Member Smith said it seemed that following the presentation to Council last week about a growing problem with rats and weeds at a residence on Sutherlin Avenue, that the City should be in a position to promulgate a nuisance code for habitual, chronic, and unresponsive homeowners that put the value of property of neighbors at risk because of the way the offenders neglect the vegetation. He said the City needed to really push to get this matter resolved by creating stricter guidelines. Mr. Smith said he believed something more could be done about the problem.

Mr. Smith said on the way to the Council Meeting, he passed a police officer that was assisting a motorist in distress. Mr. Smith said he did not have the name or the badge number of the officer, but commended him for lending a helping hand.

Mr. Luther reiterated what Mr. Smith had said. He commended the officer for doing such a great job in assisting the motorist.

Vice-Mayor Williams said with all the concerns expressed this evening by Council Members, he believed they should be a part of the next Legislative Action Plan. He felt Council Members should express concerns to local legislators.

Dr. Williams asked City Attorney Whitfield to make note of the concerns expressed by Council Members during the meeting.

#### **CLOSED MEETING**

At 8:30 P. M. Mayor Hamlin recognized Vice-Mayor Williams who moved that the meeting be recessed and that Council immediately convene in Closed Meeting for discussion or consideration of interview of prospective candidates for employment, assignment, appointment, promotion, performance, salaries, disciplining of specific public employees or appointees as permitted by Subsection (A) (1) of Section 2.2-3711 of the Code of Virginia, 1950, as amended, as more specifically to consider the City Clerk position. The Motion was seconded by Council Member Archie and carried by the following vote:

VOTE:	8-1
AYE:	Archie, Castiglione, Daniels, Hamlin, Oakes, Saunders, Smith, and Williams (8).
NAY:	Luther (1).

At 9:25 P.M. Vice-Mayor Williams moved that Council adopt the following Resolution.

#### **CERTIFICATE OF CLOSED MEETING**

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WHEREAS, the Council convened in Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Freedom of Information Act; and

WHEREAS, Section 2.1-344.1 of the Code of Virginia, 1950, as amended, requires a Certification by the Council that such Closed Meeting was conducted in conformity with Virginia Law;

NOW, THEREFORE, BE IT RESOLVED that the Council hereby certifies that, to the best of each Member's knowledge, (i) only public business matters lawfully exempted by the open requirements of Virginia Law were discussed in the Closed Meeting to which this Certification Resolution applies, and (ii) only such public business matters as were identified in the Motion convening the Closed Meeting were heard, discussed, or considered by the Council.

The Motion was seconded by Council Member Archie and carried by the following vote:

VOTE: 9-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther,  
Oakes, Saunders, Smith, and Williams (9).  
NAY: None (0).

The Meeting adjourned at 9:28 P.M.

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MAYOR

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CLERK